

PTO/SB/26 (09-04)

Approved for use through 07/31/2006 OMB 0851-0031

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**TERMINAL DISCLAIMER TO OBIVATE A DOUBLE PATENTING
REJECTION OVER A "PRIOR" PATENT**Docket Number (Optional)
P-089-US2

In re Application of: Linsell et al.

Application No. 10/601,847

Filed: June 23, 2003

For: GLYCOPEPTIDE CARBOXY-SACCHARIDE DERIVATIVES

The owner*, Theravance, Inc., of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term prior patent No. U.S. 6,620,781 B2 as the term of said prior patent is defined in 35 U.S.C. 154 and 173, and as the term of said prior patent is presently shortened by any terminal disclaimer. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

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2. ☒ The undersigned is an attorney of record. Reg. No. 35,175

 December 7, 2004
Signature Date

Jeffrey A. Hagenah

Typed or printed name

(650) 808-6406

Telephone Number

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